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Senator Ron Jelinek  
Michigan Senate  
21st District

Chair K-12, School Aid & Education  
VC Subcommittee on DNR  
VC Subcommittee on Agriculture  
VC Subcommittee on Capital Outlay  
Member of Senate Fiscal Agency Board of  
Governors

## **SENATE APPROPRIATIONS COMMITTEE**

### **Minutes - Wednesday, March 17, 2010**

A meeting of the Senate Appropriations Committee was held on Wednesday, March 17, 2010, in the Senate Appropriations Room, 3<sup>rd</sup> Floor, Capitol Building.

Chairman Jelinek called the meeting to order at 2:10 p.m.

The roll of the Committee was called by the Committee Clerk.

Senator Jelinek – Present	Senator Switalski- Present
Senator Pappageorge - Present	Senator Anderson – Present
Senator Hardiman- Present	Senator Barcia-
Senator Kahn- Present	Senator Brater- Present
Senator Cropsey – Present	Senator Cherry- Present
Senator Garcia - Present	Senator Clark-Coleman - Present
Senator George-	Senator Scott – Present
Senator Jansen – Present	
Senator Brown – Present	
Senator McManus – Present	
Senator Stamas- Present	

Chairman Jelinek excused absent members.

## **AGENDA**

### **1. Approval of the Minutes – March 3, 2010**

Senator Pappageorge moved, supported by Senator Switalski, to approve the minutes from March 3, 2010.

A record roll call vote was ordered as follows:

Senator Jelinek – Yes	Senator Switalski- Yes
Senator Pappageorge – Yes	Senator Anderson – Yes
Senator Hardiman- Yes	Senator Barcia-
Senator Kahn- Yes	Senator Brater- Yes

Senator Cropsey –  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion carried, the minutes were approved

## **2. Legislative Transfers**

Gary Olson, Director, Senate Fiscal Agency, explained the transfers.

Senator Pappageorge moved, supported by Senator Jansen, to approve the transfers requested in letters from the Office of the State Budget dated February 23, 2010 and March 1, 2010.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion carried, the transfers were approved.

## **3. SB 1154 – Sen. Jelinek - Appropriations; zero budget; department of education; provide for fiscal year 2010-2011.**

Kathryn Summers, Senate Fiscal Agency, explained the bill.

Senator Jansen moved, supported by Senator Cropsey, to adopt the (S-1) (Draft 1) to SB 1154.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes

Senator Garcia - Yes  
Senator George-  
Senator Jansen - Yes

Senator Clark-Coleman - Yes  
Senator Scott - Yes

Senator Brown - Yes  
Senator McManus - Yes  
Senator Stamas - Yes

Motion carried, the substitute was adopted.

Senator Jansen moved, supported by Senator Switalski, to report SB 1154 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

Senator Jelinek - Yes  
Senator Pappageorge - Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey - Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen - Yes  
Senator Brown - Yes  
Senator McManus - Yes  
Senator Stamas - Yes

Senator Switalski- Yes  
Senator Anderson - No  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott - Yes

Motion carried, SB 1154 (S-1) was reported.

**4. SB 1163 - Sen. Jelinek - Appropriations; zero budget; multisection school aid; provide for fiscal year 2010-2011.**

Kathryn Summers, Senate Fiscal Agency, explained the bill and responded to questions from Committee members.

Senator Jelinek offered the following amendment #1 to SB 1163:

1. Amend page 129, line 20, after the first "programs" by striking out the comma and "including parenthood education programs,".

Senator Jansen moved, supported by Senator Switalski, to adopt the Jelinek amendment #1.

A record roll call vote was ordered.

Senator Jelinek - Yes  
Senator Pappageorge - Yes  
Senator Hardiman- Yes  
Senator Kahn- Pass

Senator Switalski- Yes  
Senator Anderson - No  
Senator Barcia-  
Senator Brater- No

Senator Cropsey – Yes

Senator Garcia - Yes

Senator George-

Senator Jansen – Yes

Senator Brown – Yes

Senator McManus – Yes

Senator Stamas – Yes

Senator Cherry- No

Senator Clark-Coleman - No

Senator Scott – No

Motion carried, the Jelinek amendment #1 was adopted.

Senator Jelinek offered the following amendments #2 to SB 1163:

1. Amend page 77, line 8, after “(c)” by striking out “IN 2008-2009, THE DISTRICT DID” and inserting “The district does”.

2. Amend page 77, line 11 after “(3)” by striking out “The” and inserting “SUBJECT TO SUBSECTION (4), THE”.

3. Amend page 77, line 12, after “the” by striking out the balance of the line through “THE” on line 13.

4. Amend page 77, following line 26, by inserting:

“(4) THE AMOUNT OF THE ADDITIONAL FUNDING TO AN ELIGIBLE DISTRICT UNDER THIS SECTION FOR A FISCAL YEAR SHALL NOT EXCEED 15% OF THE TOTAL AMOUNT ALLOCATED UNDER THIS SECTION FOR THAT FISCAL YEAR.

(5) IF THE TOTAL AMOUNT OF THE PAYMENTS CALCULATED UNDER THIS SECTION FOR A FISCAL YEAR EXCEEDS THE ALLOCATION FOR THIS SECTION FOR THAT FISCAL YEAR, THE PAYMENT TO EACH DISTRICT SHALL BE PRORATED ON AN EQUAL PERCENTAGE BASIS.”.

Senator Jansen moved, supported by Senator Pappageorge, to adopt the Jelinek amendments #2.

A record roll call vote was ordered.

Senator Jelinek – Yes

Senator Pappageorge – Yes

Senator Hardiman- Yes

Senator Kahn- Yes

Senator Cropsey – Yes

Senator Garcia - Yes

Senator George-

Senator Jansen – Yes

Senator Brown – Yes

Senator McManus – Yes

Senator Stamas – Yes

Senator Switalski- Yes

Senator Anderson – Pass

Senator Barcia-

Senator Brater- Yes

Senator Cherry- Yes

Senator Clark-Coleman - Yes

Senator Scott – Yes

Motion carried, the Jelinek amendments #2 were adopted.

Senator Switalski offered the following amendment to SB 1163:

1. Amend page 188, following line 1, by inserting:

“Enacting section 4. This amendatory act does not take effect unless House Bill No. 5810 of the 95<sup>th</sup> Legislature is enacted into law.”.

Senator Switalski moved, supported by Senator Brater, to adopt the Switalski amendment to SB 1163.

A record roll call vote was ordered.

Senator Jelinek – No	Senator Switalski- Yes
Senator Pappageorge – No	Senator Anderson – No
Senator Hardiman- No	Senator Barcia-
Senator Kahn- No	Senator Brater- Yes
Senator Cropsey – No	Senator Cherry- Yes
Senator Garcia - Pass	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – No
Senator Jansen –No	
Senator Brown – No	
Senator McManus – No	
Senator Stamas – No	

Motion defeated, the amendment was not adopted.

Senator Switalski offered the following amendment to SB 1163:

1. Amend page 188, following line 1, by inserting:

“Enacting section 4. This amendatory act does not take effect unless all of the following bills of the 95<sup>th</sup> Legislature are enacted into law:

- (a) Senate Bill No. 888.
- (b) Senate Bill No. 1073.
- (c) Senate Bill No. 1076.
- (d) Senate Bill No. 1148.”.

Senator Switalski moved, supported by Senator Brater, to adopt the Switalski amendment to SB 1163.

A record roll call vote was ordered.

Senator Jelinek – No	Senator Switalski- Yes
Senator Pappageorge – No	Senator Anderson – No

Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Senator Barcia-  
Senator Brater- No  
Senator Cherry- Yes  
Senator Clark-Coleman - No  
Senator Scott – No

Motion defeated, the amendment was not adopted.

Senator Jansen moved, supported by Senator Pappageorge, to adopt the (S-1) (Draft 1) to SB 1163 as amended.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the substitute as amended was adopted.

Senator Pappageorge moved, supported by Senator Jansen, to report SB 1163 (S-1) with recommendation for immediate effect and that a new substitute be prepared.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, SB 1163 (S-1) was reported.

**5. SB 1151 - Sen. Hardiman - Appropriations; zero budget; department of community colleges; provide for fiscal year 2010-2011.**

Senator Hardiman explained the bill.

Bill Bowerman, Senate Fiscal Agency, added additional information and was available to respond to questions from Committee members.

Senator Hardiman moved, supported by Senator Garcia, to adopt the (S-1) (Draft 1) to SB 1151.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the substitute was adopted.

Senator Hardiman moved, supported by Senator Garcia, to report SB 1151 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, SB 1151 (S-1) was reported.

**6. SB 1157 – Sen. Stamas - Appropriations; zero budget; department of higher education; provide for fiscal year 2010-2011.**

Ellen Jeffries, Assistant Director, Senate Fiscal Agency, explained the bill.

Senator Brater offered the following amendment:

1. Amend page 24, line 25, by striking out all of section 484.

Senator Brater moved, supported by Senator Switalski, to adopt the Brater amendment.

A record roll call vote was ordered.

Senator Jelinek – No	Senator Switalski- Yes
Senator Pappageorge – No	Senator Anderson – Yes
Senator Hardiman- No	Senator Barcia-
Senator Kahn- No	Senator Brater- Yes
Senator Cropsey – No	Senator Cherry- Yes
Senator Garcia - No	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – No	
Senator Brown – No	
Senator McManus – No	
Senator Stamas – No	

Motion defeated, the amendment was not adopted.

Senator Jansen moved, supported by Senator Stamas, to adopt the (S-1) (Draft 1) to SB 1157.

A record roll call vote was ordered.

Senator Jelinek – Yes	Senator Switalski- No
Senator Pappageorge – Yes	Senator Anderson – No
Senator Hardiman- Yes	Senator Barcia-
Senator Kahn- Yes	Senator Brater- No
Senator Cropsey – Yes	Senator Cherry- No
Senator Garcia - Yes	Senator Clark-Coleman - No
Senator George-	Senator Scott – No
Senator Jansen – Yes	
Senator Brown – Yes	
Senator McManus – Yes	
Senator Stamas – Yes	



Motion carried, the substitute was adopted.

Senator Stamas moved, supported by Senator Pappageorge, to report SB 1157 (S-1) with recommendation for immediate effect.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, SB 1157 (S-1) was reported.

**7. SB 1152 - Sen. Kahn - Appropriations; zero budget; department of community health; provide for fiscal year 2010-2011.**

Senator Kahn, Chair of the Subcommittee, explained the bill.

Steve Angelotti and David Fosdick, Senate Fiscal Agency, added additional information and were available to respond to questions from Committee members.

Senator Kahn offered the following amendments:

Amend page 118, line 20, by striking out Section 1838 in its entirety and inserting

"Sec. 1838. (1) The department shall convene a workgroup consisting of nursing home provider representatives, including aging services of Michigan, the health care association of Michigan, and the Michigan county medical care facilities council, to identify possible budget-neutral changes in reimbursement for long-term care facilities that would provide incentive payments to nursing facilities ~~that meet identified~~ CONSIDERING measures of service quality, COST EFFICIENCY, VOLUME OF MEDICAID BENEFICIARIES SERVED AND DEMONSTRATED COMMITMENT TO UNDERSERVED AREAS OF THE STATE.

"(2) EXAMINE THE CURRENT LONG-TERM CARE REIMBURSEMENT SYSTEM AND REVIEW ALTERNATIVE REMIMBURSEMENT METHODOLOGIES.

"(2) (3) The department shall provide an update on the efforts of the workgroup required in subsection (1) AND (2) with its presentation of the executive budget recommendation to the senate and house appropriations subcommittees on community health."

Senator Kahn moved, supported by Senator Pappageorge, to adopt the Kahn amendments to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott –

Motion carried, the Kahn amendments were adopted.

Senator Cherry offered the following amendments #1 to SB 1152:

1. Amend page 4, line 16, by striking out "230,216,900" and inserting "283,912,600".
2. Amend page 5, line 1, by striking out "2,610,380,600" and inserting "2,664,076,300".
3. Amend page 5, line 12, by striking out "912,860,400" and inserting "966,556,100"

and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Brater, to adopt the Cherry amendments #1 to SB 1151.

A record roll call vote was ordered.

Senator Jelinek – No  
Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia - No  
Senator George-  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion defeated, the Cherry amendments #1 was not adopted.

Senator Cherry offered the following amendments #2 to SB 1152:

1. Amend page 7, line 4, by striking out line 4 in its entirety.
2. Amend page 7, line 6, by striking out "617,000" and inserting "1,117,000".
3. Amend page 7, line 10, by striking out "18,006,300" and inserting "12,592,700".
4. Amend page 7, line 18, by striking out "10,681,800" and inserting "5,268,200".
5. Amend page 8, line 27, by striking out "11,975,200" and inserting "13,725,200".
6. Amend page 9, line 2, by striking out "1,764,100" and inserting "2,119,000".
7. Amend page 9, line 8, by striking out "68,532,700" and inserting "70,637,600".
8. Amend page 9, line 14, by striking out "7,501,400" and inserting "9,606,300".
9. Amend page 10, following line 21, by inserting

"Local health services . . . . . 100,000".

10. Amend page 10, line 25, by striking out "48,102,800" and inserting "48,202,800".
11. Amend page 11, following line 3, by inserting

"Total other state restricted revenues . . . . . 100,000".

12. Amend page 11, line 10, by striking out "13,739,500" and inserting "14,565,700".
13. Amend page 11, line 11, by striking out "4,968,900" and inserting "5,867,100".
14. Amend page 11, line 12, by striking out "1,772,900" and inserting "2,578,100".
15. Amend page 11, line 18, by striking out "2,058,100" and inserting "4,656,500".
16. Amend page 11, line 20, by striking out "25,632,700" and inserting "30,760,700".
17. Amend page 11, line 26, by striking out "697,700" and inserting "5,825,700".
18. Amend page 12, line 12, by striking out "602,100" and inserting "1,707,300".
19. Amend page 12, following line 12, by inserting

"School health and education program--1.0 FTE position . 405,500".

20. Amend page 12, line 15, by striking out "28,000,800" and inserting "29,511,500".

21. Amend page 12, following line 20, by inserting

"Total other state restricted revenues . . . . . 1,505,200".

22. Amend page 12, line 21, by striking out "3,573,300" and inserting "3,578,800".

23. Amend page 15, line 19, by striking out "1,326,346,200" and inserting "1,327,921,700".

24. Amend page 16, line 16, by striking out "9,071,023,900" and inserting "9,072,599,400".

25. Amend page 16, line 20, by striking out "9,467,846,000" and inserting "9,469,421,500".

26. Amend page 17, line 2, by striking out "1,611,131,100" and inserting "1,607,706,600".

27. Amend page 17, line 3, by striking out "699,247,900" and inserting "704,247,900" and adjusting the subtotals, totals, and section 201 accordingly.

28. Amend page 61, line 11, by striking out section 652 in its entirety.

Senator Cherry withdrew her amendment #2.

Senator Cherry offered the following amendment #3 to SB 1152:

1. Amend page 16, line 8, by striking out "3,767,515,700" and inserting "3,774,455,000".

2. Amend page 16, line 16, by striking out "9,071,023,900" and inserting "9,077,963,200".

3. Amend page 16, line 20, by striking out "9,467,846,000" and inserting "9,474,785,300".

4. Amend page 16, line 23, by striking out "6,201,017,900" and inserting "6,205,857,200".

5. Amend page 17, line 3, by striking out "699,247,900" and inserting "701,347,900" and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #3 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No  
Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia - No  
Senator George-  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas –

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion defeated, the Cherry amendments #3 were not adopted.

Senator Cherry offered the following amendments #4 to SB 1152:

1. Amend page 16, line 8, by striking out "3,767,515,700" and inserting "3,792,959,600".
2. Amend page 16, line 16, by striking out "9,071,023,900" and inserting "9,096,467,800".
3. Amend page 16, line 20, by striking out "9,467,846,000" and inserting "9,493,289,900".
4. Amend page 16, line 23, by striking out "6,201,017,900" and inserting "6,218,761,800".
5. Amend page 17, line 3, by striking out "699,247,900" and inserting "706,947,900" and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Brater, to adopt the Cherry amendments #4 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No  
Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes

Senator Cropsey – No  
Senator Garcia - Yes  
Senator George-

Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Motion defeated, the Cherry amendments #4 were not adopted.

Senator Cherry offered the following amendment #5 to SB 1152:

1. Amend page 16, line 9, by striking out "56,063,700" and inserting "53,063,700".
2. Amend page 16, line 16, by striking out "9,071,023,900" and inserting "9,068,023,900".
3. Amend page 16, line 20, by striking out "9,467,846,000" and inserting "9,464,846,000".
4. Amend page 16, line 23, by striking out "6,201,017,900" and inserting "6,199,044,200".
5. Amend page 16, line 24, by striking out "751,239,300" and inserting "751,019,200".
6. Amend page 17, line 2, by striking out "1,611,131,100" and inserting "1,608,131,100".
7. Amend page 17, line 3, by striking out "699,247,900" and inserting "701,441,700" and adjusting the subtotals, totals, and section 201 accordingly.
8. Amend page 97, line 3, by striking out "by Medicaid HMOs" and inserting "through a state-based private health care program". .....
9. Amend page 97, line 21, by striking out "HMO or dental care corporation" and inserting "HMO, dental care corporation, or any other entity".
10. Amend page 97, line 25, by striking out "means that term" and inserting "'health care corporation', 'insurer', and 'prudent purchaser agreement' mean those terms".

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #5 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No	Senator Switalski- Yes
Senator Pappageorge – No	Senator Anderson – Yes
Senator Hardiman- No	Senator Barcia-
Senator Kahn- No	Senator Brater- Yes
Senator Cropsey – No	Senator Cherry- Yes
Senator Garcia - No	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – No	
Senator Brown – No	
Senator McManus – No	
Senator Stamas – Pass	

Motion defeated, the Cherry amendments #5 were not adopted.

Senator Cherry offered the following amendment #6 to SB 1152:

1. Amend page 117, line 21, by striking out Section 1833 in its entirety.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendment #6 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No	Senator Switalski- Yes
Senator Pappageorge – No	Senator Anderson – Yes
Senator Hardiman- No	Senator Barcia-
Senator Kahn- No	Senator Brater- Yes
Senator Cropsey – No	Senator Cherry- Yes
Senator Garcia - No	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – No	
Senator Brown – No	
Senator McManus – No	
Senator Stamas – No	

Motion defeated, the Cherry amendment #6 was not adopted.

Senator Cherry offered the following amendments #7 to SB 1152:

1. Amend page 12, following line 7, by inserting  
"Early childhood collaborative secondary prevention . . . 524,000".
2. Amend page 12, line 15, by striking out "28,000,800" and inserting "28,524,800".

3. Amend page 12, line 21, by striking out "3,573,300" and inserting "4,097,300" and adjusting the subtotals, totals, and section 201 accordingly.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #7 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No	Senator Switalski- Yes
Senator Pappageorge – No	Senator Anderson – Yes
Senator Hardiman- No	Senator Barcia-
Senator Kahn- No	Senator Brater- Yes
Senator Cropsey – No	Senator Cherry- Yes
Senator Garcia - No	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – No	
Senator Brown – No	
Senator McManus – No	
Senator Stamas – No	

Motion defeated, the Cherry amendments #7 were not adopted.

Senator Cherry offered the following amendment #8 to SB 1152:

1. Amend page 99, following line 18, by inserting

"Sec. 1678. The department shall redetermine the mental health portion of the rates paid for the MICHild program based on the most recently available encounter data for MICHild enrollees. The department shall pay CMHSPs rates sufficient to cover the cost of providing care to MICHild enrollees".

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendment #8 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No	Senator Switalski- Yes
Senator Pappageorge – No	Senator Anderson – Yes
Senator Hardiman- No	Senator Barcia-
Senator Kahn- No	Senator Brater- Yes
Senator Cropsey – No	Senator Cherry- Yes
Senator Garcia - No	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – No	
Senator Brown – No	
Senator McManus – No	



Senator Stamas – No

Motion defeated, the Cherry amendment #8 was not adopted.

Senator Cherry offered the following amendment #9 to SB 1152:

1. Amend page 86, line 21, by striking out "One hundred dollars" and inserting "Fifty dollars".

Senator Cherry withdrew amendment #9.

Senator Cherry offered the following amendment #10 to SB 1152:

1. Amend page 116, line 27, by striking out Section 1831 in its entirety.

Senator Cherry moved, supported by Senator Brater, to adopt the Cherry amendment #10 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No

Senator Pappageorge – No

Senator Hardiman- No

Senator Kahn- No

Senator Cropsey – Pass

Senator Garcia - Pass

Senator George-

Senator Jansen – No

Senator Brown – No

Senator McManus – No

Senator Stamas – No

Senator Switalski- Yes

Senator Anderson – Yes

Senator Barcia-

Senator Brater- Yes

Senator Cherry- Yes

Senator Clark-Coleman - Yes

Senator Scott – Yes

Motion defeated, the Cherry amendment #10 was not adopted.

Senator Cherry offered the following amendments #11 to SB 1152:

1. Amend page 15, line 21, by striking out "323,846,900" and inserting "326,996,400".

2. Amend page 16, line 3, by striking out "1,594,892,000" and inserting "1,604,393,700".

3. Amend page 16, line 16, by striking out "9,071,023,900" and inserting "9,083,675,100".

4. Amend page 16, line 20, by striking out "9,467,846,000" and inserting "9,480,497,200".

5. Amend page 16, line 23, by striking out "6,201,017,900" and inserting "6,209,341,100".

6. Amend page 16, line 24, by striking out "751,239,300" and inserting "752,167,300".

7. Amend page 17, line 3, by striking out "699,247,900" and inserting "702,647,900".  
and adjusting the subtotals, totals, and section 201 accordingly

8. Amend page 119, line 16, by striking out Section 1840 in its entirety.

Senator Cherry moved, supported by Senator Switalski, to adopt the Cherry amendments #11 to SB 1152.

A record roll call vote was ordered.

Senator Jelinek – No  
Senator Pappageorge – No  
Senator Hardiman- No  
Senator Kahn- No  
Senator Cropsey – No  
Senator Garcia - No  
Senator George-  
Senator Jansen – No  
Senator Brown – No  
Senator McManus – No  
Senator Stamas – No

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion defeated, the Cherry amendments #11 were not adopted.

Senator Kahn moved, supported by Senator Pappageorge, to adopt the (S-1) (Draft 1) to SB 1152 as amended.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Senator Stamas – Yes

Motion carried, the substitute was adopted.

Senator Kahn moved, supported by Senator Pappageorge, to report SB 1152 (S-1) with recommendation for immediate effect and that a new substitute be prepared.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- No  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, SB 1152 (S-1) was reported.

**8. SB 1161 – Sen. McManus - Appropriations; zero budget; department of natural resources and environment; provide for fiscal year 2010-2011.**

Senator McManus, Chair of the Subcommittee, explained the bill.

Josh Sefton, Senate Fiscal Agency, added additional information and was available to respond to questions from Committee members.

Senator McManus moved, supported by Senator Jansen, to adopt the (S-1) (Draft 1) to SB 1161.

A record roll call vote was ordered as follows:

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – Yes  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion carried, the substitute was adopted.

Senator McManus moved, supported by Senator Jansen, to report SB 1161 (S-1) with recommendation for immediate effect.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- Yes  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- Yes  
Senator Clark-Coleman - Yes  
Senator Scott – Yes

Motion carried, SB 1161 (S-1) was reported.

**9. SB 1153 – Sen. Cropsey - Appropriations; zero budget; department of corrections; provide for fiscal year 2010-2011.**

Senator Cropsey, Chair of the Subcommittee, explained the bill.

Matt Grabowski, Senate Fiscal Agency, added additional information and was available to respond to questions from Committee members.

Senator Cropsey offered the following amendments to SB 1153:

1. Amend page 13, line 8, by striking out "(a) "Alternative to incarceration in a state facility or jail" means a program that involves offenders who receive a sentencing disposition that appears to be in place of incarceration in a state correctional facility or jail based on historical local sentencing patterns or that amounts to a reduction in the length of sentence in a jail."

2. Amend page 13, following line 7, by inserting "(a) "Administrative segregation" means confinement for maintenance of order or discipline to a cell or room apart from accommodations provided for inmates who are participating in programs of the facility."

3. Amend page 16, following line 18, by inserting "(w) "Serious emotional disturbance means that term as defined in section 100d(2) of the mental health code, 1974 PA 328, MCL 330.1100d.

(x) "Serious mental illness" means that term as defined in section 100d(3) of the mental health code, 1974 PA 328, MCL 330.1100d." and re-lettering the section as appropriate.

4. Amend page 77, following line 25, by striking out the entirety of subsections (i), (ii), and (iii).

Senator Cropsey moved, supported by Senator Garcia, to adopt the Cropsey amendments to SB 1153.

A record roll call vote was ordered as follows:

Senator Jelinek – Yes	Senator Switalski- Yes
Senator Pappageorge – Yes	Senator Anderson – Yes
Senator Hardiman- Yes	Senator Barcia-
Senator Kahn- Yes	Senator Brater- Yes
Senator Cropsey – Yes	Senator Cherry- Yes
Senator Garcia - Yes	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – Yes	
Senator Brown – Yes	
Senator McManus – Yes	
Senator Stamas – Yes	

Motion carried, the Cropsey amendments were adopted.

Senator Brater offered the following amendments #1 to SB 1153:

1. Amend page 65, line 1, after "shall be provided with" by inserting "at least a 30-day".
2. Amend page 65, line 1, after "supply of medication" by inserting "and a prescription for refills".

Senator Brater moved, supported by Senator Cropsey, to adopt the Brater amendments #1 to SB 1153.

A record roll call vote was ordered as follows:

Senator Jelinek – Yes	Senator Switalski- Yes
Senator Pappageorge – Yes	Senator Anderson – Yes
Senator Hardiman- Yes	Senator Barcia-
Senator Kahn- Yes	Senator Brater- Yes
Senator Cropsey – Yes	Senator Cherry- Yes
Senator Garcia - Yes	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – Yes	
Senator Brown – Yes	
Senator McManus – Yes	
Senator Stamas – Yes	

Motion carried, the Brater amendments #1 were adopted.

Senator Brater offered the following amendments #2 to SB 1153:

1. Amend page 75, line 8, by striking out "behavior that is symptomatic of".
2. Amend page 75, line 12, after "A prisoner in" by inserting "therapeutic".
3. Amend page 75, line 13, after "to remain in" by inserting "therapeutic".

Senator Brater moved, supported by Senator Cropsey, to adopt the Brater amendments #2 to SB 1153.

A record roll call vote was ordered as follows:

Senator Jelinek – Yes	Senator Switalski- Yes
Senator Pappageorge – Yes	Senator Anderson – Yes
Senator Hardiman- Yes	Senator Barcia-
Senator Kahn- Yes	Senator Brater- Yes
Senator Cropsey – Yes	Senator Cherry- Yes
Senator Garcia - Yes	Senator Clark-Coleman - Yes
Senator George-	Senator Scott – Yes
Senator Jansen – Yes	
Senator Brown – Yes	
Senator McManus – Yes	
Senator Stamas – Yes	

Motion carried, the Brater amendments #2 were adopted.

Senator Brater offered the following amendments #3 to SB 1153:

1. Amend page 76, line 14, by striking out "It is the intent of the legislature".
2. Amend page 76, line 15, after "human services" by inserting "shall".
3. Amend page 76, line 16, by striking out "examine the potential of entering" and inserting "enter".

Senator Brater withdrew her amendments #3.

Senator Brater offered the following amendments #4 to SB 1153:

1. Amend page 32, following line 12, by inserting "Sec. 305. By March 1, 2010, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the number of prisoners who committed suicide during the previous calendar year. To the extent permitted by law, the report shall include all of the following information:

- (a) The prisoner's age, offense, sentence, and admission date.

(b) Each prisoner's facility and unit.

(c) A description of the circumstances of the suicide.

(d) The date of the suicide.

(e) Whether the suicide occurred in a housing unit, a segregation unit, a mental health unit, or elsewhere on the grounds of the facility.

(f) Whether the prisoner had been denied parole and the date of any denial.

(g) Whether the prisoner had received a mental health evaluation or assessment.

(h) Details on the department's responses to each suicide, including immediate on-site responses and subsequent internal investigations.

(i) A description of any monitoring and psychiatric interventions that had been undertaken prior to the prisoner's suicide, including any changes in placement or mental health care.

(j) Whether the prisoner had previously attempted suicide. "

Senator Brater moved, supported by Senator Cropsey, to adopt the Brater amendments #4 to SB 1153.

A record roll call vote was ordered as follows:

Senator Jelinek – Yes

Senator Pappageorge – Yes

Senator Hardiman- Yes

Senator Kahn- Yes

Senator Cropsey – Yes

Senator Garcia - Yes

Senator George-

Senator Jansen – Yes

Senator Brown – Yes

Senator McManus – Yes

Senator Stamas – Yes

Senator Switalski- Yes

Senator Anderson – Yes

Senator Barcia-

Senator Brater- Yes

Senator Cherry- Yes

Senator Clark-Coleman - Yes

Senator Scott – Yes

Motion carried, the Brater amendments #4 were adopted.

Senator Brater offered the following amendments #5 to SB 1153:

1. Amend page 5, line 25, by striking out "46,261,500" and inserting "48,996,500".
2. Amend page 5, line 27, by striking out "14,328,600" and inserting "16,994,700".

Senator Brater withdrew her amendments #5.

Senator Cropsey moved, supported by Senator Pappageorge, to adopt the (S-1) (Draft 1) to SB 1153 as amended.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes

Senator Switalski- No  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, the substitute was adopted.

Senator Cropsey moved, supported by Senator Jansen, to report SB 1153 (S-1) with recommendation for immediate effect and that a clean substitute be prepared.

A record roll call vote was ordered.

Senator Jelinek – Yes  
Senator Pappageorge – Yes  
Senator Hardiman- Yes  
Senator Kahn- Yes  
Senator Cropsey – Yes  
Senator Garcia - Yes  
Senator George-  
Senator Jansen – Yes  
Senator Brown – Yes  
Senator McManus – Yes  
Senator Stamas – Yes


Senator Switalski- No  
Senator Anderson – No  
Senator Barcia-  
Senator Brater- Yes  
Senator Cherry- No  
Senator Clark-Coleman - No  
Senator Scott – No

Motion carried, SB 1153 (S-1) was reported.



Chairman Jelinek adjourned the meeting at 4:38 p.m.

Respectfully Submitted,

  
Connie Burgess, Committee Clerk

3-24-10  
Date Approved By Committee

  
Ron Jelinek, Committee Chair